

00005.001289

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

|                              |   |                       |
|------------------------------|---|-----------------------|
| In re Application of:        | ) |                       |
|                              | : | Examiner: Hong Sang   |
| ATSUSHI OCHIAI, ET AL.       | ) |                       |
|                              | : | Group Art Unit: 1643  |
| Application No.: 10/573,528  | ) |                       |
|                              | : | Confirmation No. 2933 |
| Filed: March 24, 2006        | ) |                       |
|                              | : |                       |
| For: MEDICAMENT FOR TREATING | ) |                       |
| CANCER                       | : | January 4, 2008       |

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

DECLARATION OF EXPRESS  
ABANDONMENT UNDER 37 C.F.R. § 1.138

Sir:

Applicants, through their undersigned attorney, hereby expressly abandon the above-identified patent application.

Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our below listed address.

Respectfully submitted,

/Lawrence S. Perry/  
\_\_\_\_\_  
Lawrence S. Perry  
Attorney for Applicants  
Registration No. 31,865

FITZPATRICK, CELLA, HARPER & SCINTO  
30 Rockefeller Plaza  
New York, New York 10112-3801  
Facsimile: (212) 218-2200